



CANCELLED

CANCELLED

Single Bench

CF 151

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

CONTEMPT PETITION NO. 112 OF 2003

PETITIONER

: S.L.Nayak, son of Shyam Lal Nayak,  
aged about 58 years. Accountant,  
Janpad Panchayat Dabhra, District-  
Janjgir-Champa, (C.G.)

V E R S U S

RESPONDENTS  
CONTEMNORS

P. R. No. 2526/10-3  
Presented by Shri. Sameer Dabheri  
dated 06-09-2003

: 1. B.B.Tigga,  
Chief Executive Officer,  
Janpad Panchayat Dabhra,  
District-Janjgir-Champa, (C.G.)

: 2. S.L.Nayak,  
Chief Executive Officer,  
Zila Panchayat, Janjgir Champa,  
District-Janjgir Champa, (C.G.)

CONTEMPT PETITION UNDER ARTICLE 215 OF THE CONSTITUTION  
OF INDIA, READ WITH SECTION 12 OF THE CONTEMPT OF COURT  
ACT, 1971.

(B) (S)

HIGH COURT OF JUDICATURE AT BILASPUR: CHHATTISGARH

Single Bench : Hon'ble Shri H.L. Dattu, GJ.

Contempt Petition No.112 OF 2003

Petitioner S.L. Nayak

Vs.

Respondents/ B.B. Tigga and Another

Contemnors

Present: Shri V.R. Tiwari, counsel for the petitioner.  
Shri Rajesh Pandey, counsel for the respondents.

ORAL ORDER

(Passed on 28<sup>th</sup> February, 2007)

This Court while disposing of the Writ Petition No.1848 of 2003 dated 26.08.2003 had issued the following directions.

"As a last submission, the learned counsel for the petitioner submitted that even though the petitioner has not sought any relief in this petition, but as per the rules, the petitioner is entitled for his pensionary benefits on the date of retirement and so far even the case of the petitioner for granting retiral benefits the Government has not been processed. In normal conditions two years in advance for retiral benefits the prescribed authority is required to process the case of a government employee. It is surprising that the even after the retirement of the petitioner the concerned authority has not taken up the case for pension and other retiral benefits, therefore, it is the duty of the respondents to see that the case of the petitioner is processed and then retiral benefits are made available to him at the earliest."

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(2) Petitioner alleges in this contempt petition that the respondents have not complied with the orders and directions issued by this Court in the above mentioned writ petition.

(3) The respondents have filed their counter, and in that counter it is stated that they have complied with the orders and directions issued by this Court. According to the petitioner, he was supposed to get pensionary benefits along with interest from the respondents. It is the version of the respondent that the petitioner is not entitled to the aforesaid amount.

(4) In my view, this matters cannot be decided in this contempt petition.

(5) Since the substantial compliance of the orders and directions issued by this Court has already been done, it may not be necessary for this Court to initiate any contempt proceedings against the respondents. Accordingly, the contempt petition is disposed of.

(6) However, liberty is reserved to the petitioner to file appropriate proceedings before the appropriate forum for redressal of all other grievances if he so desires. Ordered accordingly.

Sd/-  
Chief Justice

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by YOGENDRA  
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KANWAR  
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